

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	No. 4:05 CR 204 CEJ
)	DDN
MARTIN AGUILAR-GONZALEZ,)	
)	
Defendant.)	

**ORDER AND RECOMMENDATION
OF UNITED STATES MAGISTRATE JUDGE**

This action is before the Court upon the pretrial motions of the parties which were referred to the undersigned United States Magistrate Judge pursuant to 28 U.S.C. § 636(b). An evidentiary hearing was held on May 20, 2005.


On May 31, 2005, defendant Martin Aguilar-Gonzalez appeared in open court, with counsel, and advised the undersigned that he had decided to withdraw his previously filed motions and not to raise any issues by way of pretrial motions. He thereupon waived his rights to file pretrial motions and to have a pretrial hearing.

Whereupon,

IT IS HEREBY ORDERED that the motion of the government for a pretrial determination of the admissibility of defendant's statements (Doc. 11) is denied as moot.

IT IS HEREBY RECOMMENDED that the motion of defendant to suppress evidence and statements (Doc. 14) be denied as moot.

The parties are advised they have ten (10) days to file written objections to this Order and Recommendation. The failure to file objections may result in a waiver of the right to appeal issues of fact.



DAVID D. NOCE
UNITED STATES MAGISTRATE JUDGE

Signed on May 31, 2005.